THE HIGH COURT OF UTTARANCHAL AT NAINITAL.

Writ Petition (M/S) No.609 of 2006

Smt. Sudha Rani Sharma, W/O Shri Rajendra Kumar Sharma
R/O Mandi House, Opposite Punjab National Bank.
Haridwar, Tehsil and District Haridwar.

…….. **Petitioner.**

Versus

1. District Judge, Haridwar, District Haridwar.
2. Chhote Lal, S/O Shri Ram Bharose, at present,
   R/O Durga Nagar Colony, Opposite Govindgarh
   Dharamsala, Khadkhadi Haridwar.

……. **Respondents.**

Sri Lokpal Singh, learned counsel for the petitioner.
Sri Nand Prasad, learned Standing Counsel for the respondent no. 1.

Dated 22-05-2006.

Hon'ble B.S. Verma, J.

Heard learned counsel.

The only prayer made in this writ petition by the petitioner is for a direction to the District Judge Hardwar-respondent no. 1 to decide the S.C.C. Revision No. 10 of 2005, Shri Chhote Lal Vs. Smt. Rajeshwari and aother expeditiously, which has been filed by the respondent no. 2. against the petitioner and another.

It is alleged by the petitioner, that the petitioner is the landlady and the respondent no. 2 was her tenant, who committed default in payment of rent. It is also alleged that the tenant-respondent no.2 made material alteration and changed the nature of the property in suit from residential to commercial purpose. Ultimately, the S.C.C. Suit No. 22 of 1994, Smt. Rajeshwari and another Vs. Chotte Lal was filed in the court of J.S.C.C./Civil Judge (Jr. Division) Haridwar, which was contested by the respondent no.2 and tried to linger on the proceedings, but finally, the suit was decreed vide judgment and decree dated 14-1-2005.

Aggrieved the respondents no. 2 preferred a Revision which was registered as S.C.C. Revision No. 10 of 2005 before the District Judge. According to the petitioner, she is an old lady and a senior citizen aged about 68 years and has been contesting the proceedings for eviction of the tenant since the year 1994. In the revisional court also, the revisionist –respondent no.2 has been seeking adjournment so as to linger-on the proceedings before the respondent no.1 and to drag the petitioner in prolonged proceedings.

In the facts and circumstances of the case, it will be in the interest of justice to direct the District Judge Haridwar to decide the aforesaid S.C.C. Revision on priority basis expeditiously.

The District Judge Haridwar is accordingly directed to decide the said S.C.C. Revision expeditiously preferably within a period of six months from the date of production of certified copy by the petitioner. Both the parties shall co-operate with the court concerned in the expeditious disposal of the S.C.C. Revision No. 10 of 2005, Chhote Lal Vs. Rajeshwari and another.

With the above observation, the writ petition is disposed of finally.

22-05-2006 **(B.S. Verma, J.)**
RCP